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General Assembly of the Territory of Arkansas Begun and held at the Capitol in the Town of Little Rock, in the County of Pulaski. On Monday the Sixth day of October in the Year of Our Lord One thousand eight hundred and Twenty eight

On which day being that fixed by the Proclamation of the Governor, bearing date the Twentieth day of June in the Year of Our Lord One thousand eight hundred and Twenty eight, for the Meeting of the General assembly, the following Members of the House of Representatives, appeared, and took their seats to Wit.

From the County of Miller . . James Clark.
From the County of Hempstead . . John Wilson
From the County of Clark . . . . Joseph Hardin
From the County of Crawford . . Mark Bean
From the County of Independence & Izard . . John Ringgold
From the County of Lawrence . . George Hudspeth
From the County of Phillips & Crittenden . . John Johnson
From the Counties of Arkansas & Chicot . . William Montgomery
From the Counties of Pulaski and Conway. Joseph Henderson the Member elected to fill the Vacancy Occasioned by the resignation of Ambrose H. Sevier appeard, and produced his Credentials, was duly qualified and took his Seat.

And the whole of the Members of the House being present. Mr Johnson was Called to the Chair.

When a Motion was made by Mr. Wilson that Daniel Ringo, be appointed Clerk to this House:

And the Question thereon being taken.

It passed in the affirmative. Unanimously

The House then proceeded by ballot to the election of a Speaker, and upon an examination of the ballots it appeared that John Wilson, the Member from the County of Hempstead, had five Votes Joseph Hardin, had three Votes, and John Ringgold had One Vote,

Mr Wilson having a majority of all of the Votes was declard duly elected Speaker of the House of Representatives,

The Oath to support the Constitution of the United States and the Oath of Office as prescribed by Law were then administered to the Clerk by the Speaker.

Mr Ezra Owen the Door Keeper to this house appeared, and proceeded to the discharge of his duties.

On Motion of Mr Montgomery, it was Ordered that a Message be sent to the Legislative Council to inform them, that a quorum of this house has assembled, and have elected John Wilson their Speaker and Daniel Ringo their Clerk, and that this house is Organized, and is now ready to proceed to business, and that Mr Henderson do go with said Message.

On Motion of Mr Montgomery

Resolved that a Committee be appointed on the part of this House, to join such Committee as has been or may be appointed on the part of the Legislative Council to wait On the Governor of the Territory of Arkansas, and inform him that a quorum of the two houses have assembled and are ready to receive any Communication he may be pleased to make to them.

Ordered, That Mr. Montgomery and Mr. Ringgold be the Committee On the part of this house and that Mr Henderson inform the Legislative Council thereof.

A Message from the Legislative Council by Mr Litchfield,

Mr. Speaker, I am instructed to inform You that the Legislative Council is organized and that they have elected Edwin T. Clark their President, and Charles Caldwell their Secretary and that they are now ready to proceed to business.

On Motion of Mr Hardin

Ordered, That the ~~daily~~ regular hour to which this house shall stand adjourned, be Ten O'Clock in the forenoon until Otherwise Ordered.

A Message from the Legislative Council by Mr. Farrelly.

Mr. Speaker I am instructed to inform You that the Legislative Council have appointed Messrs. Farrelly and Barfield a joint Committee to wait on the Governor, and inform him that both houses are Organized, and that they are now ready to receive any Communication he may be pleased to make to them:

And also that they have appointed the hour of ten Oclock in the forenoon, as their regular hour of meeting.

When. On Motion of Mr. Johnson the House adjourned.

Tuesday October 7th 1828.

Mr Montgomery from the joint Committee appointed Yesterday to wait on the Governor of the Territory of Arkansas, and to inform him that a quorum of the Two Houses of the General Assembly have Convened, and are ready to receive any Communications he may be pleased to make to them, reported that the Committee had performed the duties of their appointment, and that the Governor answered, that he would make a Communication to the two houses this day at half past ten Oclock in the forenoon.

And On Motion, it was: Resolved. That the attendance of the Legislative Council, at the Hall of this House at the hour of half past ten Oclock in the forenoon of this day, be requested, to hear such Communication as the Governor may be pleased to make to the two houses of the General Assembly, and that Mr Ringgold inform the Legislative Council thereof.

Whereupon: the President and Members of the Legislative Council, having repaired to and taken their seats in the Legislative Hall of this House:

A Message in writing was then received from the Governor of the Territory of Arkansas. by Mr Smith his private Secretary, which was read by Mr Ringo

the Clerk of this house and is as follows:

To the Members of the Legislative Council and of the house of Representatives Composing the General Assembly of the Territory of Arkansa.-

Fellow-Citizens.

The act relative to the Organization of our Superior Court passed at the last Session of Congress, and the Treaty with the Cherokee Indians ratified on the 28th of May by which the Cede the lands now and lately in their possession within this Territory, and receive in exchange a Large Tract of Country West of Our late Boundary as well as a Considerable portion of the Country laid Off at Your last Session, Under the name of Lovely, renders it indispensable that You should be Summond to an extra Session. The Western boundary of Our Territory is by the above mentioned Treaty so altered as to leave the Choctaw and Cherokee Settlements entirely Out of our limits It is probable that in a few months the white population now in Lovely County will under the liberal provision made for their indemnification have removed into the Newly acquired district, and it has therefore become necessary to Organize the latter in the manner hitherto pursued by the Constituted Authorities, a new arrangement of the Circuits is also Called for by the existing State of things. To these two important subjects I invite Your prompt and earnest attention -

Ark. Territy: Little Rock, October 7th 1828.

Geo. Izard.

The Legislative Council then withdrew from the hall of this house.

On Motion: it was:

Ordered, that the several standing Committees be now appointed. Whereupon

A Committee of elections was appointed Consisting of Mr Hardin, Mr Hudspeth and Mr Clark.

A Committee of Ways and Means. was appointed. Consisting of Mr Henderson. Mr Rudsputh and Mr Hardin

A Committee On the Judiciary. was appointed. Consisting of Mr Ringgold. Mr. Montgomery. Mr Henderson and Mr Bean.

A Committee On enrolments. was appointed Consisting of Mr Johnson and Mr. Clark.

A Committee to draft Memorials was appointed Consisting of Mr Bean. Mr Clark and Mr. Montgomery.

On Motion of Mr. Ringgold, it was.

1. Resolved. That so much of the Mesage of the Governor as relates to the Judiciary. be referred to the Committee on the Judiciary.

2. Resolved. That so much of the Governor's Mesage as relates to the settlement of that section of the Country lately acquired from the Cherokee Indians. be referred to the Committee to draft Memorials.

Mr Rudsputh. gave notice. That tomorrow he should ask leave to introduce a bill to be entitled an act Supplementary to an act passed at the last Sesion of the General Assembly. for the permanent location of the seat of Justice of Lawrence County.

Mr Johnson Gave notice. that tomorrow he would ask leave to introduce a Bill. to be entitled an act supplementary to an act passed at the last Sesion of the General Assembly. permanently to Locate the seat of Justice of the County of St Francis.

Mr Bean. Gave notice. that tomorrow he would ask leave to introduce a Bill. for the division of Crawford County and to attach thereto a portion of the Country lately acquired from the Cherokee Indians. and for making a separate County of that district of Country. On the head waters of Illinois and White Rivers. east of the eastern boundary of the Cherokees. and bring a part of Lovely County.

Mr Ringgold. Gave notice. That tomorrow he would ask leave to introduce a Bill. to regulate the Manner of Confessing Judgments.

A Message from the Legislative Council by Mr. Cocke,

Mr. Speaker, I am instructed by the Legislative Council, to inquire of this house, if they have any Knowledge of what has become of the furniture of the Council Chamber, left in the care of the Honourable, Ambrose H. Sevier, late Speaker of the house of Representatives, as no-tified by a message at the last Session of the General Assembly,

On Motion of Mr Ringgold, it was

Resolved, That the subject referred to in the Message from the Legislative Council by Mr Cocke, be referred to the Committee of Ways and Means.

And then: On Motion of Mr. Johnson the House adjourned.

Wednesday October 8th. 1828.

A Message from the Legislative Council by Mr. Farrelly.

Mr Speaker. The Legislative Council have adopted a resolution, for appointing a joint Committee to examine a certain Bond or Compact entered into between the Proprietors of the Town of Little Rock, and the General Assembly of this Territory, relative to the furnishing a house for the accommodation of the General Assembly, and report thereon; and to ask the Concurrence of the House of Representatives to said resolution.

Pursuant to notice on Yesterday, Mr. Bean asked and obtained leave, to introduce several Bills, and introduced the same; Viz.

First, to be entitled, "An act to erect and establish the County of Dardanelles. The

Second: to be entitled an act to attach a part

of the Lands, acquired from the Cherokee nation of Indians, to the County of Crawford. and the Third, To be entitled an act to erect and establish the County of Washington, in the North west Corner of Arkansas Territory. Which said Bills were severally read the first time, and ~~Laid on the~~ table, to be read the second time ~~tomorrow~~.

On Motion of Mr. Ringgold.

The house Concurred in the resolution adopted by the Legislative Council, for the appointment of a joint Committee, to examine a certain Bond or agreement entered into between the Proprietors of the Town of Little Rock, and the General Assembly of this territory, Relative to the furnishing a house for the reception and accommodation of the General assembly, and report thereon.

And a Committee was appointed, on the part of this house, Consisting of Messrs. Ringgold and Henderson, and it was Ordered that Mr. Johnson inform the Legislative Council thereof.

Pursuant to a notice on Yesterday. Mr. Johnson asked. and Obtained leave to introduce a Bill, to be entitled "an act Supplementary to an act Passed at the last Session of the General Assembly. entitled. an act to Locate the seat of Justice of the County of St Francois. which was introduced and read the first time, and ordered to a second reading

Agreeably to a notice on Yesterday Mr. Studdeth. asked. and Obtained leave. to introduce a Bill. to be entitled "An act Permanently to locate the seat of Justice, for the County of Lawrence. which was introduced and read the first time. and Ordered to a second reading

Ordered. That Mr. Studdeth inform the Legislative Council, what Bills have been introduced into this house.

Mr Johnson, gave notice that on tomorrow he would ask leave to introduce, a Bill, to establish a new County, to be Composed of a part of the Counties of Miller, and Hempstead.

Mr Johnson Gave notice, that tomorrow he would ask leave to introduce, a Bill, to extend the provisions, of an act passed at the last Sesion of the General Assembly, entitled "An act supplementary to the Several laws, regulating the fiscal Concerns, of this territory," to the County of St Francois

Mr Hardin, Gave notice that tomorrow he would, ask leave to introduce a Bill to be entitled. An act supplementary to an act entitled "an act permanently to locate the seat of justice in the County of Clark, Hempstead approved October 25, 1822.

Mr Hardin. Gave notice, that tomorrow he would ask leave to introduce, a Bill, to remove the seat of Justice of Clark County.

Mr Henderson. Gave notice. That tomorrow he should, ask leave to introduce a Bill. to Amend the act establishing the Western boundary line, of the County of Pulaski on the North side of the Arkansas River.

Agreable to a notice on Yesterday Mr Ringgold, asked and Obtained leave to introduce, a Bill, to be entitled. "An act regulating the Manner, in which Judgments shall be Confessed. which was introduced and read the first time and ordered to a second reading.

Ordered. That Mr Clark inform the Legislative Council, of the introduction of said Bill.

Mr Hardin: Moved that the House shall Come to the following resolution.

Resolved. That no Bill will be received into either house, of this General Assembly, after the thirteenth, instant, which bring read.

The question was then taken, On the adoption of said Resolution.

And passed in the affirmative.

Ordered. That Mr Clark, inform the Legislative Council of the adoption of said resolation, and request their Concurrence therein. . When: On Motion Mr Montgomery. The House adjourned.

Thursday Octobr 9.th 1828.

Mr. Henderson. From the Committee of Ways and Means. To whom was referrd the Subject of the enquiry of the Legislative Council relative to the Furniture of the Council Chamber, deposited with the Honourable Ambrose H. Sevier late Speaker of this House. Reported: That.

"The enquiry that was made of this house by the Legislative Council — What part of the furniture of the two houses, left in the care of A. H. Sevier at the last Session of the General Assembly, had been returned, which enquiry was referrd to the Committee of Ways and Means,

We have the Honour to make Known to this House that all furniture left in the care of Col. A. H. Sevier or Furniture of the same Kind intrusted to him has been returnrd Viz.

Five plain tables, Four Benches, Four Pitchers, One doz. Tumblers, Six ink Stands, and four Sand Boxes.

Do.d Henderson
Chairman C. W. Ms.

On Motion of Mr. Clark.

The said report was read; and adopted.

Ordered: That Mr. Clark — inform the Legislative Council thereof.

The Bill entitled "an act to establish the County of Dardanelle." was read the Second time. And On Motion of Mr. Bean, was laid on the table,

The Bill entitled "an act to attach a part of the Lands, acquired from the Cherokee Nation of Indians, to the County of Crawford," was read the second time. And.

On Motion of Mr. Bean, It was.

Resolved. That said Bill be Committed to a Committee of the whole House, and made the order of the day On Tomorrow.

The Bill entitled "An act to erect and establish the County of Washington, in the North West Corner of Arkansas Territory," was read the second time And: On Motion of Mr. Bean, it was:

Resolved. That said Bill, be Committed to a Committee of the whole House tomorrow.

The Bill entitled, "An act Supplementary to an act, passed at the last Session of the General Assembly, entitled an act to Locate the Seat of Justice, of the County of St Francis" Was read a second time, and the rules of the House being dispensed with the Bill was read, the third time, and passed.

And, On Motion of Mr Johnson it was.

Resolved, That the title of said Bill, be amended by Striking Out the words "a Bill to be entitled" and the same being Stricken Out, it was.

Ordered. That Mr Bean, Carry the same to the Legislative Council, and ask their Concurrence therein,

The Bill Entitled, "An act permanently to Locate the seat of Justice for the County of Lawrence" was read a second time, And

On Motion of Mr Hudspeth, There was moved an Amendment to said Bill, which was Concurrd in and adopted by the house, And

On Motion of Mr Hudspeth. Said Bill was

Ordered. To be engrossed and read a third time tomorrow.

The Bill entitled, "An act regulating the Manner in which Judgments, shall be Confessed" was read a second time, And.

On Motion of Mr Ringgold,

Ordered. That said Bill lie on the table until tomorrow,

Agreeably. To Notice given on Yesterday Mr Hardin, asked and Obtained leave to introduce a Bill entitled. "An act Supplementary to an act to fix permanently the Seat of Justice in and for the County of Hempstead, and for other purposes" Which was read the first time and Ordered to a second reading.

Agreeably. to Notice given on Yesterday Mr Hardin asked, and obtained leave to

introduce a Bill Entitled "An act Supplementary to an act entitled an act permanently to locate the seat of Justice in the County of Clark.

Which was read the first time and ordered to a second reading.

Agreably to a notice, given on Yesterday, Mr. Henderson asked and obtained leave to introduce a Bill Entitled, "An act defining the boundary line between the Counties of Conway and Pulaski which was read the first time and: Ordered to a second reading.

A Message from the Legislative Council by Mr Farrelly.

"Mr Speaker. I am instructed to inform You that the Legislative Council, have passed the following resolution, to which they ask your Concurrence: Whereas by an act of Congress approved the 17th day of April 1828. entitled an act providing for the appointment of an additional Judge of the Superior Court of the Territory of Arkansas, and for Other purposes, Power is given to the General Assembly to organize the Territory into four Judicial districts, or Circuits and to assign to the Judges of the Superior Court each One of said districts, and to require them to hold Courts therein &c &c Therefore.

1st Resolved, That this Legislature deem it expedient Under the Provisions of said Act that a Judicial System for said territory should be formed On the following Basis. To Wit. 1st That the Superior Court of this territory, should be in all Civil Cases at Law, exclusively an appellate Court, and not have Original Jurisdiction, in any Case except such as the United States are a party thereto.

2nd That Circuit or district Courts should be established, in each of the Counties of this Territory with Original Jurisdiction, in all Cases of one hundred dollars and upwards, and appellate Jurisdiction, from decisions of Justices of the peace and the exclusive Cognizance, of all Criminal Cases

within their respective districts, and that the present Counties, be subdivided into Circuits making it the duty, of each Judge to reside therein within his respective district, and hold three terms annually, in each County of their respective districts

On Motion of Mr Clarke.

Resolved: That said preamble and resolutions be referred to a Committee of the whole house.

And. Then, On motion of Mr Rutherford the house resolved itself into a Committee of the whole, On the ~~Preamble~~ and Resolutions from the Legislative Council On the Subject of the Judiciary, Mr Hardin in the Chair. And after Some time Spent therein. Mr Elsberry resumed the Chair: And Mr Hardin, reported. That the Committee, had had the said preamble and resolutions, under Consideration, and ~~in~~structed him to report the Same without amendments. And.

On Motion of Mr Hudspeth.

Resolved: That this house Concur in the adoption of said Preamble, and Resolutions.

Ordered that Mr Anderson inform the Legislative Council thereof.

Agreably to Notice On Yesterday Mr Johnson asked and Obtained leave to introduce a Bill Entitled "An Act Supplementary to an act passed at the Session of 1827 entitled an Act Supplementary to the Several laws regulating the fiscal Concerns of this territory. Which was read the first time and Ordered to a second reading.

Agreably to notice Mr Johnson asked and Obtained leave to introduce a Bill. Entitled "An act to erect and establish the County of - Which was read the first time and Ordered to a second reading.

And then On motion of Mr Montgomery the House adjourned.

Mr Hardin. Gave notice that on Saturday next the would ask leave to introduce a Bill, Entitled "An Act further to Suppress immorality."

And then On Motion of Mr Montgomery the House adjourned

Friday. October 10th. 1828.

The engrossed Bill entitled "An act permanently to locate the seat of Justice, for the County of Lawrence, was read the third time, and Passed.

Ordered, That Mr Studdeth carry said Bill to the Legislative Council, and inform them that it has passed this house, and request their Concurrence therein

A Message from the Legislative Council by Mr Farrelly

Mr Speaker I am Instructed to inform You, that the Legislative Council, have Concurred in the resolution from the house of Representatives,

That no Bill shall be introduced into either house of this General Assembly after the 13th Instant. And that the following Bills have been introduced into the Legislative Council, A Bill Entitled, an act supplementary to the Revenew Laws of this Territory.

A Bill entitled an act establishing the boundary lines of Izard and Independence Counties.

A Bill entitled an act allowing Compensation to Grand Jurors.

A Bill entitled an act attaching part of the Cherokee Country to the County of Conway.

A Bill entitled an act Supplementary to the Laws of this territory, providing for the Collection of Small debts. And then he withdrew,

The Bill entitled "An act Supplementary to an act to locate the seat of Justice in and for the County of Hempstead, and for other purposes, was read the second time. When on Motion of Mr Hardin Ordered; That said Bill be Committed to a Committee of the whole house, and made the order of the day, to-morrow,

The Bill entitled "an act Supplementary to an act entitled an act permanently to Locate the seat of Justice in the County of Clark, was read the second time, And On Motion of Mr Hardin;

Ordered That said Bill be ingrossed, and read a third time tomorrow.

The Bill entitled. An Act supplementary to an act passed at the Session of 1827. Entitled an act supplementary to the Several Laws regulating the fiscal Concerns of this Territory. was read the second time. And on Motion of Mr Rudolph.

Ordered: To be Committed to a committee of the whole House, and made the Order of the day tomorrow.

...

The Bill entitled An Act, to erect and establish the County of , was read a second time, And on Motion of Mr. Clark.

Ordered: To be Committed, to a committee of the whole House, and made the order of the day for tomorrow.

Ordered. That Mr Bean inform the Legislative Council what Bills, have been introduced into this House.

On Motion of Mr Bean the House Resolved itself into a Committee of the Whole, On the Bill Entitled, An act to attach a part of the lands acquired from the Cherokee Nation of Indians to the County of Crawford. Mr Johnson being Called to the Chair by the Speaker, And after some time Spent therein, Mr Speaker resumed the Chair and Mr Johnson Reported that according to Order, the Committee had Considered and amended said Bill, and instructed him to report the Same with the Amendments.

On Motion of Mr Bean the House Concurred in the Amendments to said Bill. And

Ordered: that said Bill be engrossed and read the third time to morrow.

Mr Ringgold. Moved the House, to take up the Bill entitled, "An Act regulating the Manner in which Judgments Shall be Confessed; And

The question thereon, being taken, it passed in the affirmative.

The Bill was then taken up, and read the

second time; Mr Ringgold, then offered an amendment to said Bill. And the question on the adoption of said Amendment being taken, It passed in the affirmative;

And On Motion of Mr Ringgold.

Ordered: That said Bill be engrossed and read the third time tomorrow.

On Motion of Mr Hendspeth. the House Resolved itself into a Committee of the whole, on the Bill Entitled, An Act to erect and establish the County Of Washington, in the North west Corner of Arkansas Territory,: Mr Montgomery being called to the Chair, by the Speaker, and after some time Spent therein, the Committee rose. And Mr Speaker resumed the Chair; And Mr Montgomery, reported that the Committee, had had under Consideration and amended the said Bill, and instructed him to report the same with the Amendments.

Mr Bean moved the house to adopt the said Amendments. and the question thereon being taken it passed in the affirmative, and the amendments were adopted: And.

On motion of Mr Bean.

Ordered: That the said Bill be engrossed and read the third time, on its final passage tomorrow.

Mr Hendspeth, Offered the following Resolution Resolved. That a Select Committee be appointed to enquire into the expediency of introducing a Bill authorising the Governor to employ some Suitable Person, to digest and have printed and bound Copies of the Laws ~~of the Laws~~ of the Territory of Arkansas, for the use and benefit and at the expence of said territory with instructions to report By Bill or otherwise, which was read.

Mr Hendspeth. Then moved that the blank in said Resolution be filled with "Six Hundred".

And the question thereon being taken, It was determined in the negative.

On Motion of Mr Johnson the question on the adoption of the said resolution, was then put

[illegible] negatived by the House.

And then. On Motion of Mr Johnson the House, adjourned.

Saturday. October 11th 1828

Mr Montgomery. presented a petition of Sundry inhabitants, of the County of Chicot, which was rd

Ordered that said petition lie on the table.

On Motion of Mr Montgomery.

Ordered. That the rules of the house be dispended with, and that he be permitted to introduce a Bill. entitled; An act permanently to locate the seat of Justice of the County of Chicot.

Mr Montgomery. then introduced said Bill which was rad the first time; And

On Motion of Mr Montgomery. The rules of the house were again. dispensed with and the said Bill rad the second time.

On motion of Mr Montgomery.

Ordered. That the said Bill be Committed to a Committee of the whole house On Monday next and made the Order of that day.

On Motion of Mr Hardin. the house resolved itself into a Committee of the whole, On the Bill entitled. An act Supplementary to an act to locate the Seat of Justice in and for the County of Hempstead, and for Other purposes. Mr Bean being Called to the Chair by the Speaker. And after some time Spent therein Mr Speaker resumed the Chair. and Mr Bean reported, that the Committee had Considered, and Amended the said Bill, and instructed him to report the same with the amendments. which were adopted by the House, and on motion of Mr Bean, the said Bill was further amended, and ordered to be

engrossed, and read the third time on Monday next.

Mr Ringgold. From the Committee on the Judiciary reported a Bill entitled, An act regulating the commissioning Justices of the peace. Which was read the first time, and ordered to a second reading.

On Motion of Mr Johnson

The house again resolved itself into a Committee of the whole. On the Bill entitled an act supplementary to an act passed at the session of 1827 entitled an act supplementary to the several laws regulating the fiscal Concerns of this territory. Mr Clark in the Chair: and after some time spent therein the Committee rose. Mr Speaker resumed the Chair: and Mr Clark reported. that the Committee had had under Consideration, and amended the said Bill and instructed him to report the same with the Amendments. - Which were agreed to and adopted by the House: And,

On Motion of Mr Johnson

Ordered that said Bill be engrossed and read the third time on Monday next.

The engrossed Bill entitled. An act to attach a part of the Lands acquired from the Cherokee nation of Indians to the County of Crawford. was read the third time, When Mr Ringgold moved the house to amend the said Bill by striking out all of the fifth section. after the word County in the 13th line. And the question thereon being taken it passed in the affirmative, and then the Bill as amended passed: Mr Ringgold then offered to amend the title of said Bill, by inserting "An act attaching part of the Cherokee Country. acquired by treaty to Crawford County. And the question on the adoption of the said amendment being taken it passed in the affirmation.

Ordered. That Mr Hardin inform the Legislative Council thereof, and request their Concurrence therein.

A Message from the Legislative Council by Mr Farrelly

Mr Speaker I am instructed to inform You, That a Bill entitled An act forming a Judicial System for the Territory of Arkansas has been introduced into the Legislative Council, and that forty Copies of the same has been Ordered to be printed for the use of both houses. Also a Bill entitled an act further defining the duties and Jurisdiction of Justices of the Peace. And then he withdrew

The engrossed Bill entitled An act to erect and establish the County of Washington in the North West Corner of Arkansas Territory, was read the third time; When

Mr Bean Offered an amendment to said Bill which was agreed to by the house; And, then the Bill Passed,

Ordered That the title be as aforesaid and that Mr Henderson, Carry said Bill to the Legislative Council, and ask their Concurrence therein.

The engrossed Bill entitled "An act regulating the manner in which Judgments shall be confessed was read the third time, and Passed.

Ordered that the title Be as aforesaid and that Mr Henderson, Carry the said Bill to the Legislative Council and request their Concurrence therein

The engrossed Bill entitled An act Supplementary to an act entitled An act permanently to Locate the Seat of Justice in the County of Clark approved October 3. 1827 was read the third time and passed.

Ordered That the title be as aforesaid, and that Mr Henderson, Carry the said Bill to the Legislative Council and request their Concurrence therein.

The engrossed Bill entitled An act defining the Boundary line between the Counties of Conway and Pulaski, was read the third time and Passed.

Ordered, That the title be as aforesaid and that Mr. Henderson, Carry the said Bill to the Legislative Council and ask their Concurrence therein.

Mr Henderson. Gave Notice that on Monday next he would, ask leave to introduce a Bill permanently to locate the Seat of Justice for Conway County.

On Motion of Mr Bean.

Ordered: That the rules of the house be dispensed with and that he now have leave to introduce a Bill entitled An act transferring the records, and suits remaining in the Circuit Court of Lovely County to the Circuit Court of the County of Washington and for Other purposes.

Mr Bean then introduced said Bill which was read the first time and ordered to a second reading.

Ordered that Mr Henderson inform the Legislative Council of the introduction of the said Bill.

On Motion of Mr Clark the house again resolved itself into a committee of the whole, On the Bill entitled "an act to erect and establish the County of

; Mr Henderson in the Chair and after some time spent therein, the Committee rose, Mr Speaker resumed the Chair: And Mr Henderson, Reported that the Committee had Considered, and amended the said Bill, and instructed him to report the same with the amendments: Which were agreed to and adopted by the house.

On Motion of Mr Clark the rules of the house were dispensed with; And the said Bill read a third time and passed.

Ordered; that the title be "~~A Bill entitled~~ An act to erect and establish the county of Sevier, and that Mr Johnson Carry the same to the Legislative Council and request their Concurrence therein.

Mr Clark: gave notice that On Monday next he would ask leave to introduce a Bill, to locate the Seat of Justice in the County of Sevier, and to apportion the funds in the County treasuries of the Counties of Hempstead, and Miller, between said Counties and the County of Sevier.

On Motion of Mr Johnson.

Ordered: That the house will now reconsider the vote given on Yesterday On the Resolution. Offered by

Mr. Hudspeth: And the said resolution being read and the question, on the adoption thereof being taken, it passed in the affirmative, and the resolution was adopted,

Ordered that Messrs, Johnson, Hudspeth and Henderson, be that Committee,

Mr Hardin Gave Notice that on Monday next he would ask leave to introduce a Bill entitled "an act supplementary to the several Laws concerning roads,

Mr Hardin withdrew his notice that on this day he would ask leave to introduce a Bill entitled An act for the better suppression of vice and immorality. And gave notice that on Monday next he would ask leave to introduce the said Bill. Said. Then.

On motion of Mr Bean the House adjourned

Monday October 13th 1828.

Mr Hudspeth from the Committee of Ways and Means. Reported a Bill, Entitled An act allowing Compensation to the members of the present General Assembly, and its Officers. Which was read the first time and ordered to a second reading

Mr Johnson from the Select Committee to which was referred the expediency of authorising the Governor to employ some suitable person to digest and have bound the Laws of Arkansas territory, for the use of said Territory Reported, a Bill entitled, An act for digesting the Laws of the Territory of Arkansas." with an estimate of the probable cost as made out by William E. Woodruff. Which said Bill was read the first time, and ordered to a second reading. the said estimate was also read, and ordered to lie on the table.

On motion of Mr Montgomery.

Ordered: That the rules of the house be dispensed with; And then the house went into Committee of the whole; The Speaker having Called Mr Ringgold to the Chair; And after some time the Committee rose. and Mr. Ringgold Reported, That the Committee had Considered the said Bill, and instructed him to report the same without any Amendment; When

On the Bill entitled an act permanently to locate the Seat of justice of the County of Clerkot

On motion of Mr. Montgomery. the rules of the house were again dispensed with, and the said Bill read the third time and passed.

Ordered that the title be as aforesaid. and that Mr. Clark carry the same to the legislative Council and request their concurrence therein.

Ordered. That Mr. Clark, inform the Legislative Council, what Bills have been introduced into this house

The engrossed. Bill entitled, An act ~~permanently~~ supplementary to an act to fix permanently the seat of Justice in and for the County of Hempstead and for other purposes." was read the third time: And. On motion of Mr. Hudspeth, said Bill was amended, by inserting the words. "two sums" in the ninth line of the 4th Section

in lieu of the word "Same"; And then the said Bill as amended passed.

Ordered that Mr. Ringgold, Carry the same to the Legislative Council, and request their Concurrence therein,

The engrossed Bill entitled, An act supplementary to an act passed at the Session of 1827. entitled an act supplementary to the several laws regulating the fiscal Concerns of this Territory. was read the third time, and passed.

Ordered: That Mr. Ringgold, Carry the said Bill to the Legislative Council, and request their Con: Currence therein,

The Bill entitled. An act regulating the Commissioning of Justices of the peace, was read the second time: And on Motion of Mr. Ringgold the Rules of the House were dispensed with, and the said Bill was the third time and passed. on Motion of Mr. Ringgold, Amended; and then the Bill as Amended passed.

Ordered that the title be "An act regulating the Commissions of Justices of the Peace." and that Mr. Ringgold Carry the said Bill to the Legislative Council, and request their Concurrence therein.

The Bill entitled An act. transferring the records and Suits. remaining in the Circuit Court of Lovely County to the Circuit Court of the County of Washington and for other purposes; was read the second time; And

On motion of Mr. Bean, amended, and Ordered, to be engrossed and read the third time tomorrow.

A Message from the Legislative Council by Mr. Barfield.

Mr. Speaker. I am instructed to inform you that the Legislative Council has passed a Bill, entitled an act supplementary to the several acts, providing for the collection of small debts: And then he withdrew,

From the Legislative Council

The Bill, entitled An act supplementary to the several acts, providing for the collection of small debts, was read the first time and ordered to a second reading.

Agreably to previous notice given, Mr Clark asked and obtained leave to introduce a Bill entitled An act to locate the seat of Justice in and for the County of Sevier, and for other purposes. Which was read the first time and ordered to a second reading.

Agreeably to previous notice Mr Hardin asked and obtained leave to introduce a Bill, entitled, An act to prevent the practice of wearing Concealed arms, which was read the first time and ordered to a second reading.

Mr Hardin, also pursuant to previous notice, asked and obtained leave to introduce a Bill entitled, An act supplementary to the several Laws concerning roads, which was read the first time and ordered to a second reading.

On motion of Mr Clark.

Ordered: That the rules of the house be dispensed with and that Mr Clark be permitted at this time to introduce a Bill entitled an act relative to Gin holders.

Mr Clark. then introduced said Bill; which was read the first time and ordered to a second reading.

On motion of Mr Bean,

Ordered: That the rules of the house be again dispensed with, and that Mr Bean be now permitted to introduce a Bill entitled, An act for the relief of C. M. Spalding.

Mr Bean. then introduced said Bill, which was read the first time and ordered to a second reading.

Ordered: That Mr Johnson inform the Legislative Council, what Bills have been introduced into this house.

And then. On motion of Mr Hardin the House adjourned;

Tuesday Oct^r 14^th 1828

The Engrossed Bill entitled an act transferring the Records and Suits remaining in the Circuit Court of Lovelry County to the Circuit Court of the County of Washington and for other purposes was Read the third time and passed.

Ordered that the title be an act transferring the Records and Suits remaining in the Circuit Court of Lovelry County to the Circuit Court of ~~Washington~~ the County of Washington and for other purposes and to appoint Commissioners to Locate the Seat of Justice for Washington County and that Mr Dean Carry the said Bill to the Legislative Council and request their Concurrence therein,

The Bill entitled an act Allowing Compensation to the Members of the present General Assembly and their Officers, was read the second time: and

On motion of Mr Ruddspeth &c.

Ordered. That the said Bill be committed to a committee of the whole House and made the Order of this day.

The Bill entitled an act for digesting the laws of the Territory of Arkansas. was read the second time; And

On motion of Mr Ringgold

Ordered. That the said Bill lie on the table until the first day of January next.

The Bill to be entitled, an act to locate the Seat of Justice in and for the County of Sevier and for other Purposes, was read the second time. And

On Motion of Mr Clark

Ordered. That the said Bill be committed to a committee of the whole House and made the order of this day.

A Message from the Legislative Council by Mr Cocke.

Mr Speaker I am instructed to inform

this House ..that the Legislative Council have rescinded the resolution, restricting the for introducing Bills to the 13th. Instant. and that a Bill has been introduced into the Council of the following title to wit "A Bill to be entitled an act Making appropriations for the year 1828. and then he withdrew—

The Bill entitled an act to prevent the wearing of Concealed arms. was read the second time; And

On Motion of Mr. Hardin.

Ordered: That the said Bill be engrossed and read the third time tomorrow,

The Bill entitled An act Supplementary to the several laws Concerning roads. was read the second time. And.

On motion of Mr. Hardin. Ordered that the said Bill be committed to a committee of the whole House and made the order of this day.

The Bill entitled an act relative to Gun holders was Read the second time and on Motion of Mr. Ringgold Ordered that the said Bill be committed to a Committee of the whole house and made the Order of this day.

The Bill entitled an act to legalize the official acts of J. H. Spaulding was read the second time whereon, Motion of Mr. Ringgold the said Bill was Amended and ordered to be engrossed and read a third time tomorrow—

The Bill from the Legislative Council entitled an act supplementary to the several acts providing for the Collection of small Debts, was read a second time and Ordered to a third reading,

On Motion of Mr. Hudspeth

Resolved: That this house disagree to the order of the Legislative Council rescinding the joint Resolution of both Houses, that no Bill should be introduced into either house after the fourteenth instant, ordered that Mr. Hudspeth inform the Council thereof.

On motion of Mr. Clark the House addopted the following Resolution.

Be it Resolved by the General Assembly of the Territory of Arkansas, That the frequent and unrestrained depredations Committed by Indians on the inhabitants of the South West frontier of this Territory calls loudly on the General Government to afford to the Citizens of that portion and of the County of Miller more adequate and effectual Protection. Be it further Resolved that the Governor of this Territory be requested to transmit a Copy of the foregoing resolution to the Secretary at War of the United States

On motion of Mr. Warden the House resolved itself into Committee of the whole on the Bill intitled An act Allowing Compensation to the Members of the present General Assembly and their Officers. Also a Bill intitled An Act supplementary to the several Laws Concerning Roads. and Also a Bill intitled An Act Relative to Gin Holders,

Mr. Montgomery in the Chair and after some time Spent therein the Committee rose. Mr. Speaker resumed the Chair & Mr. Montgomery reported progress. and asked leave to sit again on this day. after sometime the House went into Committee of the whole on bills before mentioned. Mr. Montgomery in the Chair and after sometime Spent therein the Committee rose and Mr. Speaker resumed the Chair & Mr. Montgomery reported that the Committee had had under Consideration the beforementioned Bills and instructed him to report the same with Amendments which were Rec^d and addopted by the House and on motion of Mr. Warden ordered that the 2^d & 3^d of the said Bills be Engrossed and read a third time tomorrow. & on motion of Mr. Ringgold ordered that the first of said Bills be laid on the table

A Message from the Legislative Council by Mr. McKinney,

Mr. Speaker I am instructed to inform this House that the Council have passed the following Bills to wit, A Bill to erect and establish the County of Sevier. A Bill to lay off and erect the County of Washington. also a Bill providing for the Election of Constables which is herewith sent for your Concurrence and also a Bill for the Location of the Seat of Justice in the County of St. Francis

The Bill from the Legislative Council Entitled An Act providing for the Election of Constables was read the first time & Ordered to a Second Reading

The House Adjourned

Wednesday October 15th 1828.

Mr. Ringgold from the Select Committee to whom was referred the Resolutions from the Legislative Council relative to a certain bond given by Amos Wheeler and others Reported. That the Committee have had the same under Consideration and will submit to the House the bond with the proposals therein referred to and beg to be discharged from the further Consideration of the Subject,

which said proposals and bond were read and are as follows. To the Honourable Legislature of the territory of Arkansas. Amos Wheeler for himself and for Wm. M. O'Hara and Samuel Bryan the other proprietors of a certain track or tracts of Land lying on the South side of the Arkansas river near the Little Rock (so called) in the County of Pulaski in said territory included in and bring the North west and South west fractional quarters of section number two, and the North West

fractional quarter of Section Number eleven and a part of the north east fractional quarter and a part of the South east quarter of Section number three, and a part of the north east quarter of Section number ten in township number One north, in range number twelve West of the fifth Principal Meridian, all lying on the South side of the Arkansas river.

And the said report was received and accepted by the House and the Committee discharged from the further Consideration of the Subject therein mentioned.

The Bill entitled an act to locate the seat of Justice for the County of Storey and for other purposes, was read the second time, and amended and Ordered to be engrossed and read the third time Tomorrow.

The Bill entitled an act Supplementary to the several laws Concerning roads, was read the third time: And

On Motion of Mr. Ringgold.

Ordered that the said bill be laid on the table until the first day of November next. and

On Motion of Mr. Ringgold the yeas and nays on said motion being required were as follows to wit. Yeas. Messrs. Bean, Clark, Henderson Hendrith. Johnson, and Ringgold. — 6.

Nays. Messrs Hardin. Montgomery, and Mr. Speaker — 3.

The Bill entitled an act to prevent the wearing Concealed arms, was taken up. and

On motion of Mr. Henderson. The Order that the said bill be read the third time to day on its final passage, was rescinded, and the bill Ordered to lie On the table until tomorrow

The Bill entitled An act to legalize the official acts ~~for the relief of~~ D. M. Spaulding, was read the third time and passed

Ordered that the title be An act to legalize the official acts of D. M. Spaulding and for other purposes, and that Mr. Ringgold Carry the said Bill to the Legislative Council and request their Concurrence therein

The Bill from the Legislative Council entitled An act Supplementary to the several acts providing for the Collection of small debts. was read the third time and passed

Ordered. that title be amended by striking out the words "A Bill to be entitled" and that Mr. Ringgold carry the said Bill to the Legislative Council and request their concurrence to said Amendment.

The bill entitled An act providing for the election of Constables was read the second time and ordered to a third reading.

And then the House adjourned

Thursday October 16th 1828

Mr Johnson from the Joint Committee for enrolled Bills. reported that the Committee had examined enrolled bills of the following titles to wit

1. An act supplementary to an act passed at the Session of 1827. entitled an act to locate the seat of Justice of the County of St. Francis.
2. An act to erect and establish the County of Sevier
3. An act to lay off and erect a new County in the North west part of the territory of Arkansas to be called and known by the name of Washington, and found the same to be truly enrolled: when

The Speaker signed the said bills.

Ordered. That Mr Bean do inform the Legislative Council thereof.

The Bill entitled An act to prevent the practice of Maiming concealed arms. was read the third time.

Mr Henderson. then offered an Amendment to the said bill. which was adopted by the House: when.

On motion of Mr Ringgold

Ordered. That the said bill do lie on the table until the first day of January next

The Yeas and Nays being required by two of the members present.
Those who voted in the affirmative are;
Messrs. Clark, Henderson, Montgomery, Ringgold and Mr. Speaker, 5.
Those who voted in the negation are: Messrs.
Bean, Hudspeth, Hardin and Johnson. 4.

Yeas 5

Nays 4

The bill from Legislative Council entitled An act providing for the election of Constables, was read the third time: and. On motion of Mr. Ringgold
Ordered. That the title of said bill be amended by striking Out, "A Bill to be entitled"
On Motion of Mr. Bean
Ordered. That the said ~~Committee~~ bill be Committed to a Committee of the whole, and made the order of the day tomorrow.
A Message from the Legislative Council by Mr. Barfield.
Mr Speaker. I am instructed to inform You that the Legislative Council has passed a bill to be entitled. "An act Supplementary to an act Supplementary to the revenue laws of this territory.. and then he withdrew,
The engrossed bill entitled an act to locate the Seat of Justice in and for the County of Sevier and for Other purposes. was read the third time and. On motion of Mr Clark. Amended.
The bill as amended then passed.
Ordered: That the title thereof be as aforesaid. and that Mr Clark carry the said bill to the Legislative Council, and request their Concurrence therein.
A Message from the Legislative Council by Mr Cocke.
Mr Speaker. I am instructed to inform this house that the Legislative Council have passed the following bills to wit. An act Supplementary to an act to fix permanently the Seat of Justice in and for the County of Hempstead and for other purpo

from the house of Representatives. a bill to be entitled An act to Change the location of the seat of Justice of Miller County. — a bill to be entitled "An act supplementary to an act to locate the seat of Justice in the County of Conway. a bill entitled. "An act for the relief of the heirs of Carlos Villemont; which are herewith sent for your Concurrence. and then he withdrew

The Bill from the Legislative Council entitled "An act supplementary to the revenue laws of this Territory, was read the first time; and

On motion of Mr. Montgomery. the rules of the house were dispensed with and the said bill read the second. and third times. when

Mr. Clark. moved to strike out the enacting Clause with the first Section of the said Bill.

and the question being put

There appeared { Yeas ..... 7.
Nays ..... 2.

The Yeas and nays being required by two of the Members present.

Those who voted in the affirmative are,

Messrs. Bean, Clark, Huddspeth. Hardin. Montgomery Ringgold and Mr. Speaker. 7.

Those who voted in the negative are,

Messrs. Henderson and Johnson. 2.

The Bill from the Legislative Council entitled An act to Change the location of the seat of Justice in the County of Miller, was read the first time and. On Motion of Mr. Clark,

The rules of the house were dispensed with and the said Bill read the second and third times and passed.

Ordered: that Mr. Henderson. do inform the Legislative Council thereof.

The Bill from the Legislative Council entitled "An act supplementary to an act to locate the seat of Justice in the County of Conway. was read the first time, and ordered to a second reading.

The Bill from the Legislative Council entitled An act for the relief of the heirs of Carlos Villemont, was read the first time, and

On motion of Mr Montgomery. The rules of the house were dispensed with, and the said bill read the second & third times and passed

Ordered. That Mr Henderson inform the Legislative Council thereof.

A Message from the Legislative Council by Mr Farrelly.

Mr Speaker. I am instructed to inform You that the Legislative Council have passed the bill from the House of Representatives entitled An act to Locate the seat of Justice in the County of Lawrence, and that they have Concurred in the Amendment made by the House of Representatives to the act entitled. An act Supplementary to the several laws regulating the Collection of small debts. and then he withdrew

When On motion of Mr Henderson

The House adjourned

Friday October 17th 1828.

Mr Johnson from the Joint Committee for enrolled bills, reported That the Committee had examined enrolled bills. of the following titles to wit

1. An act Supplementary to the several laws for the Collection of small debts
2. An act to Change the location of the seat of Justice in the County of Miller.
3. An Act permanently to locate the seat of Justice for the County of Sevier.

And found the same to be truly enrolled.

The Speaker then signed the said bills

Ordered: That Mr Montgomery inform the Legislative Council thereof

A Message from the Legislative Council by Mr Pennington. Mr Speaker. I am instructed to inform this house that the Legislative Council, have passed

an act forming a Judicial System for the territory of Arkansas & further regulating proceedings in Chancery Which is herewith sent for your concurrence, & then he withdrew

The engrossed Bill entitled. an act relative to Gin holders. was read the the third time. and on Motion of Mr. Ringgold the said bill was amended and passed.

Ordered. That the title be as aforesaid and that Mr. Bean do Carry the said Bill to the Legislative Council and request their concurrence therein.

A Message from the Legislative Council by Mr. Hickman

Mr. Speaker.

I am instructed to inform this house that the Legislative Council have Concurred in the resolution from the house of Representatives relative to the Indian depredations. on the inhabitants of the South west part of this Territory, and then he withdrew

The Bill from the Legislative Council. entitled. An act Supplementary. to an act to locate the seat of Justice in the County of Conway. was read the Second time. and Ordered to the third reading.

On Motion of Mr. Ringgold

The House resolved itself into a Committee of the whole. On the bill from the Legislative Council, entitled An act providing for the election of Constables.. Mr. Bean. in the Chair, and after Some time Spent therein the Committee rose. Mr. Speaker resumed the Chair, and Mr. Bean. reported that the Committee had. had under Consideration the said Bill and instructed him to report the same with Some amendments, which were severally. read and Concurred in and adopted by the house,

The question was then put. Shall the Bill pass? And passed in the affirmative { Yeas . . . . 6. Nays 3.

The Yeas and Nays being required by two of the members present. Those who voted in the affirmative are, Messrs. Bean, Clark, Hendspeth, Hardin, Johnson and Mr. Speaker, 6.

Those who voted in the negative are. Messrs Henderson Montgomery. and Ringgold. 3.

Ordered: That the title thereof, be as aforesaid and that Mr. Bean Carry the said bill to the Legislative Council and nquest their Concurrence therein.

A Mefsage from the Legislative Council by Mr. Locke. Mr. Speaker. I am instructed to inform this house that the Legislative Council have paſsed the following bill from the house of Representatives. entitled "an act defining the boundary line between the Counties of Conway and Pulaski. And then he withdrew.

A Mefsage from the Legislative Council by Mr. Wolf. Mr. Speaker. I am instructed to inform this house that the Legislative Council have paſsed the bill from the house of Representatives. entitled An act regulating the manner in which Judgments shall be Confeſsed with an Amendment which is herewith sent for your Concurrence

The Bill from the Legislative Council entitled An act forming a Judicial System for the Territory of Arkansas. and further regulating the proceedings in Chancery. was rad the first time, and.

On Motion of Mr. Ringgold

Ordered. That the rules of the house be dispensed with & the said bill rad the second time.

The said bill was then rad the second time and

On Motion of Mr. Ringgold

Ordered. that the said bill be Committed to a Committee of the whole house and made the order of the day tomorrow.

The Bill entitled An act regulating the manner in which Judgments shall be Confeſsed was taken up and the amendment thereto in the Council being rad. and

On motion of Mr. Ringgold. The House agreed to said amendment.

Ordered: That Mr. Montgomery do inform the Legislative Council thereof

The Bill entitled An act supplementary to an act entitled An act permanently to locate the seat of Justice in the County of Clark approved October 23rd 1827. was taken up the amendments thereto from the Legislative Council read. and

On motion of Mr. Hardin

Ordered. to lie on the table until tomorrow

And then. On motion of Mr. Montgomery

The House adjourned

Saturday October 18th 1828.

The Legislative Council and their officers. repaired to the hall of this house to hear such Communication as the Governor might be pleased to make to the two houses of the General Assembly (they having been informed previously by Mr. Smith. the Private Secretary of the Governor that a communication would be then made) and having taken their seats.

a Message in writing from the Governor by Mr. Smith. his Private Secretary: was received. and read by the Clerk of this House: and is as follows

To the Legislative Council and House of Representatives of the Territory of Arkansa:

Fellow Citizens,

Your bills numbered 1. 2 & 3. have each respectively been approved. The Only object of Your being Convened at this time was that you might act without delay. on the two subjects submitted to you in my message of the 7th Instant.

Your meeting last autumn was marked by a zealous attention to diminishing the expences of the territorial government. and to that effect. Several Measures of retrenchment were adopted. which though they bore hard on some branches of the public Service especially the act which abolished

the Compensation to Grand Jurors. Yet were Cheerfully submitted to by your Constituents from a sense of the depressed State of our treasury. but I Cannot refrain from remarking to you that the Unnecessary Protraction of Your present Session. or its being engaged in any discussions foreign to the matters which occasioned you to be Summoned here. will be attended with a much Grater expenditure of the Public money than any saving produced by the restrictions of 1827.

Arkansa. territory
Octr. 17th. 1828

Geo. Izard,

And then the Legislative Council and its Officers withdrew

A message from the Legislative Council by Mr. Barfield.

Mr Speaker. I am instructed to inform this house that the Legislative Council have passed a Memorial to the Congress of the United States of America. praying the relief of Sundry Citizens of Izard County and ask Your Concurrence thereto; and then he withdrew.

Mr Johnson from the Joint Committee for enrolled bills; reported. that the Committee had examined an enrolled bills of the following tittle.

"An act for the relief of the heirs of Charles Villemont" and found the same to be truly enrolled. the Speaker then signed the said bill.

Ordered, That Mr. Hardin inform the Council thereof.

The Bill from the Legislative Council entitled, "An act Supplementary to an act to locate the seat of Justice in the County of Conway" was read the third time and passed.

Ordered, That the title be as aforesaid and that Mr. Hardin do inform the Legislative Council thereof.

The Bill entitled, An act Supplementary to an act entitled An act permanently to locate

the seat of Justice in the county of Clark approved. October 23rd 1827. was taken up and the amendments from the Legislative Council read; and

On Motion of Mr. Hardin.

Ordered. That this house do disagree to the said Amendments. and that Mr Hardin, do inform the Legislative Council thereof.

Mr Ringgold, Offered the following resolution Resolved: That however much this General Assembly may regret, that they have not been able to facilitate the great Object for which they have been Assembled Nevertheless they feel a Conscious rectitude that their best efforts have been exercised, to perfect the Judiciary bill — And they feel it due to themselves to disagree with a paragraph in the executive Message which says — "but I Cannot refrain from remarking to You that the unnecessary protraction of Your present Session, Or it being engaged in any discussions foreign to the matters which occasioned you to be summoned."

And the question. Shall the resolution be adopted. being put, It passed in the Affirmative

Ordered. That Mr. Ringgold inform the Legislative Council thereof and request their Concurrence therein,

On Motion of Mr. Ringgold.

The House resolved itself into a committee of the whole, On the bill from the Legislative Council entitled. "An act forming a Judicial System for the territory of Arkansas. and further regulating proceedings in Chancery." Mr. Hardin in the Chair And after some time spent therein, the Committee rose. Mr. Speaker resumed the Chair and Mr. Hardin reported, that the committee have had under Consideration, the said bill, and directed him to report the first section thereof with an amendment, and to ask leave to sit again on the said bill,

A Message from the Legislative Council by Mr. Farrelly, Mr. Speaker I am instructed to

inform this house that the Legislative Council have adopted the resolution disagreeing to a part of the Governors Mysage with an amendment which is herewith sent for your concurrence, and then he withdrew

A Mysage from the Legislative Council by Mr Farrelly.

Mr Speaker I am instructed to inform you that the Legislative Council have disagreed to the amendments to the first and second sections and to the fourth section from the house of Representatives made to the bill entitled An act providing for the election of Constables and have agreed to the Amendments to the fifth and 6th sections of said bill which is herewith returned, and then he withdrew

A Mysage from the Legislative Council by Mr Hickman

Mr Speaker I am instructed to inform You that the Legislative Council have adhered to their amendments to the bill entitled "an act supplementary to an act entitled an act permanently to locate the seat of Justice in the County of Clark, which is herewith returned. And then he withdrew,

The Memorial from the Legislative Council for the relief of certain inhabitants of Izard County was rad, when.

Mr Ringgold moved that the rules of the house be now dispensed with, and the said resolution rad the second and third times,

Which motion the Speaker decided to be out of order, and Mr Ringgold appealed to the house on the question of Order from the said decision of the Speaker, and the question "will the house sustain the decision of the Speaker" being put.

It was decided in the negative, and.

Ordered That the rules of the house be dispensed with, and the said Memorial rad the second and third times.

The Memorial was then read the Second and third times, and passed.

Ordered: That Mr Bean do inform the Legislative Council thereof.

A Message of from the Legislative Council by Mr. Locke. Mr. Speaker.

I am instructed to inform this house that the Legislative Council, have passed an act for the relief of L. M. Spaulding. originating in this house, and then he withdrew,

A Message from the Legislative Council. by Mr. Wolf Mr. Speaker.

I am instructed to inform this house that the Legislative Council have appointed Mr Barfield and Mr Locke a Committee On the part of the Council to take Under Consideration the Governors message of to day, and act in Conjunction with whatever Committee this house may appoint on that Subject and then he withdrew

Mr Johnson from the Joint Committee for enrolled bills reported. That the Committee have examined enrolled bills of the following titles: 1. An act defining the boundary line between the Counties of Pulaski and Conway.

2. An act regulating the manner in which Judgments shall be confessed.

3. An act Supplementary to an act to fix permanently the Seat of Justice in and for the County of Hempstead and for other purposes

4. An act transferring the records and suits remaining in the Circuit Court of Lovely County to the Circuit Court of the county of Washington, and for other purposes. and to appoint Commissioners to locate the seat of Justice for Washington County. and found the same to be truly enrolled.

The Speaker then signed the said bills.

Ordered. that Mr Bean do inform the Legislative Council thereof,

Mr. Johnson. Moved that a Committee be appointed to Join the Committee on the part of the Legislative Council to take into Consideration the Governors Message of this instant.

Which was Negatived by the House.

Ordered. that Mr. Henderson do inform the Legislative Council thereof.

On Motion of Mr. Henderson.

The House again resolved itself into a Committee of the whole on the bill entitled. "An act forming a Judicial System for the Territory of Arkansas and further regulating Proceedings in Chancery. Mr. Hardin, in the Chair. and after some time Spent therein. the Committee rose. Mr. Speaker resumed the Chair, and Mr. Hardin reported that the Committee have had under Consideration the said bill and directed him to report the same. with Several Amendments to the 9th Section, and the residue thereof without any Amendment and the question on the adoption of the said Amendments. being taken, Severally.

They were Severally Concurred in and adopted by the house.

On Motion of Mr. Ringgold.

Ordered. That the rules of the House be now dispensed with and the said bill read the third time on its final passage.

The Bill was then read the third time.

Mr. Clark. Offered the following Amendment to be added to the 6th Section. after the word "facts" in the last line. "Provided. that whenever the Governor shall deem it his duty to notify the President as above mentioned in this Section he shall notify the judge whom it Concerns at least thirty days, previous to his doing so and in the said notice set forth the grounds of Complaint against him.

The question was then put "will the House adopt the Amendment Offered to the 6th Section"

And it was decided in the negative { Yeas . . . . . 3 / Nays 5

The Yeas and Nays being called for by two of the members present.

Those who voted in the affirmative are.
Mssrs. Clarke, Woodsmith, and Ringgold. 3

Those who voted in the Negative are.
Mssrs. Bean, Hardin, Henderson, Johnson and Mr. Speaker . . . . . 5.

And then the Bill as amended passed.

Ordered that Mr. Henderson do return the same to the Legislative Council, and request their concurrence to the said Amendments.

On Motion of Mr. Hardin.

The house receded from their disagreement to the Amendments, from the Legislative Council, to the bill entitled "An act Supplementary to an act entitled an act permanently to locate the seat of justice in the County of Clarke. Approved October 23rd. 1827. and agreed to the said Amendments.

Ordered that Mr. Hardin do inform the Legislative Council thereof.

A Message from the Legislative Council by Mr. Farrelly. Mr. Speaker I am instructed to inform You that the Legislative Council have passed the bill entitled, "An act to Locate the seat of Justice in and for the County of Lenior and for other purposes, with amendments, to which they ask your Concurrence, And then he withdrew.

On Motion of Mr. Ringgold.

The amendment from the Legislative Council to the resolution on the subject of the Governors message of this instant; was, read and agreed to by the house.

Ordered that Mr. Hardin do inform the Legislative Council thereof.

On Motion of Mr. Henderson. Ordered that the bill from the Legislative Council entitled "an act providing for the election of Constables, do lie On the table until the 1st. day of January next.

Ordered that Mr. Hardin do inform the Legislative Council thereof.

A Message from the Legislative Council by Mr Farrelly Mr. Speaker.

I am instructed to inform You that the Legislative Council have disagreed to the amendments made by the House of Representatives to the bill entitled "an act forming a Judicial System for the Territory of Arkansas, which is herewith returned, on which amendments they ask a Conference. and then be withdrew.

The amendments from the Legislative Council to the bill entitled, "An act to Locate the Seat of Justice in and for the County of Sevier and for other purposes. were read, and

On motion of Mr Clark Amended and then agreed to by the House,

Ordered: That Mr Hardin inform the Legislative Council thereof

On motion of Mr Ringgold,

Ordered: That the bill entitled "an act forming a Judicial System for the Territory of Arkansas and further regulating the Proceedings in Chancery. do lie on the table Until Monday next.

And then on motion of Mr Bean The House adjourned

Monday, October the 20th 1828

A Message in writing from the Governor, was received by Mr Smith his private Secretary, and read by the Clerk of the House and is as follows -

To the Legislative Councils, and House of Representatives of the Territory of Arkansas

Fellow Citizens

I have approved the bills you have sent on to me from No 4 to No 11 inclusively of which the bills are herewith communicated

Arkansas Territory
October 20th 1828

Geo Izard

No 4. An act supplementary to the several laws for the collection of small debts,

5. An act to change the location of the seat of justice in the County of Miller, 6. An act for the relief of the heirs of Carolville mount, 7. An act supplementary to an act to fix permanently the seat of justice in and for the County of Hempstead & for other purposes, 8. An act regulating the manner in which judgements shall be confessed — 9. An act defineing the boundry line between between the Counties of Pulaski & Conway 10. An act permanently to locate the seat of justice for the County of Lawrence — 11. An act transferring the Records and suits remaining in the circuit court of Lovely County to the circuit court of Washington and for other purposes, and to appoint Commissioners to locate the seat of justice for Washington County

Mr Johnson from the committee on enrollments, made the following report (viva)

Mr Speaker. The committee for enrolled Bills beg leave to report the following acts, viz,

An act to legalise the official acts of J. M. Spalding and for other purposes; An act supplementary to an act to locate the seat of justice in the County of Conway —

An act supplementary to an act entitled an act permanently to locate the seat of justice in the County of Clark approved October the 23rd 1827, as examined and truly enrolled and present the same for your signature — which acts the Speaker then signed —

On motion of Mr Ringgold —

Ordered that the House go into a ballot, for a committee of three, to join the committee of conference on the part of the Legislative council, on the bill entitled an act forming a judicial system for the Territory of Arkansas and further regulating the proceedings in Chancery, and on counting the ballots Messrs Ringgold Montgomery, and Clark, had the highest number of votes and were declared duly elected the said committee

Mr Clark asked and obtained leave to introduce a memorial to the Congress of the United States for the relief of the citizens living west of the western boundary of this Territory and south of the Arkansas River, which was read a first time

And on motion, The rules of the House were dispensed with and the memmoriae was read a second and third time and passed.

A message from the Legislative Councie by Mr Cocke informing this House that the Councie have passed the following bills (towit) A bill for the relief of Izard County, and a bill entitled an act giveing Justices of the peace jurisdiction over all offences Committed by any slave or Slaves, except the case be capital, and asking the concurance of the house of Representatives thereto

Mr. Henderson offered the following resolution "Resolved by the general assembly of the Territory of Arkansas, That the Governor of this territory be and he is hereby authorised and requested to have printed in pamphlet form four hundred copies of the acts of the present general Assembly, and to distribute them on application of those intitled to copies in the manner hereinafter provided, to wit, To the Governor and Secretary each one Copy, to the judges of the Superiour Court each one copey, to the Clerks of the superiour Court and Circuit courts each one copy to the several Sheriffs of the several Counties each one copy to each justice of the peace and copy, to the Constables of each Township one copy, to the prosecuting attorneys each one copy, to each member of the legislature one copy -
Resolved further that the Governor be and he is hereby authorised and requested to have printed in pamphlet form six hundred and fifty copies of the journals of the present general assembly and when said journals are printed and delivered to the governor of this Territory he is requested to cause fifty copies of said journals to be transmitted to each of the Clerks of the circuit Courts of this Territory and the said Clerks are required on application to deliver twenty copies of said journals to each of the members of the present general assembly from their respective Counties to be by them distributed among and for the information of their constituents, and that the Governor be authorised to certify the account therefor to the Territorial auditor, provided the same does not exceed the sum of . dollars, who shall thereupon issue his warrant for said sum on the Territorial Treasurer, and the said Treasurer is hereby required to pay

the same out of any monies in the Treasury not otherwise appropriated - and,

On motion of Mr. Sudsbetts,

Ordered that the said resolution lie on the table until to morrow.

The bill was taken up entitled an act allowing compensation to the present members of the General Assembly and its officers and on motion of Mr. Ringgold the House resolved itself into a committee of the whole - Mr. Johnson in the chair, and after some time spent therein the Committee rose, Mr. Speaker resumed the chair, and Mr. Johnson reported the bill with amendments, which were agreed to by the house, and on motion of Mr. Ringgold it was read a third time, and passed

Ordered that the title be as aforesaid and that Mr. Clark do carry the said bills to the legislative Council, and request their Concurrence therein.

A Message from the Legislative Council, by Mr. Farrelly Informing this House that the Legislative Council, have passed a bill entitled an act further regulating the payment of costs in Criminal cases, And also that they have agreed to the amendments to the bill entitled an act to locate the seat of justice in Sevier County and for other purposes,

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A Message from the Legislative Council, by Mr. Barfield informing this House that the Legislative Council have passed the bill from the House of Representatives to attach a part of the lands acquired from the Cherokee nation of Indians to the County of Crawford with sundry amendments,

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Mr Johnson from the committee of enrolled bills reported that the said committee have examined a bill entitled an act to locate the seat of justice in and for the County of Sevier and find the same correctly enrolled which is herewith presented for your signature,

And the Speaker signed the said bill.

Mr Ringgold from the joint committee of conference, to whom was referred the amendments to the act, forming a financial system for the Territory of Arkansas, and further regulating the fees

proceedings in Chancery, have come to the agreement to recommend That the Legislative Councie agree to the amendments from the House of Representatives to said bill

A message from the Legislative Councie, by Mr Farrelly informing this house That the Legislative councie have agreed to the ~~amendments~~ in conformity with the report of the committee of conference, agreed to the amendments made by the House of Representatives, to the act entitled an act forming a judicial system for the Territory of Arkansas, and further regulating the proceedings in chancery; — and also that they have passed the bill from the House of Representatives entitled an act regulating the Commissions of Justices of the peace

The bill entitled an act to attach a part of the lands acquired from the Cherokee Nation of Indians, to the County of Crawford, was taken up ~~and read a first time~~ and the House agree to the amendments made by the Councie to the said bill

The bill to be entitled an act further to regulate the payment of costs in Criminal and penal cases was taken up and read a first time, and on motion the rules of the House were dispensed with, and the said bill read a second and third time and passed

A message from the Legislative Councie by Mr Barfield informing this house that the Legislative councie have passed a bill attaching a part of the Country acquired from the Cherokee Indians to the Counties of Independance & Izard & Conway and asking the concurrance of the House of Representatives therein

A message from the Legislative Councie By Mr Castle.

Mr Speaker I am instructed to inform this house that the Legislative Councie have passed a bill entitled an act in a amendment, to an act further to regulate the town of Little Rock, and also that they have passed an act

act, entitled an act, further defineing the Jurisdiction of the circuit courts in crominal cases, - to which they ask your concurance

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The bill from the council, intitled an act attaching a part of the country acquired from the Cherokees to the Counties of Independance and Izard, was taken up and read a first time, and on motion of Mr Henderson the rules of the house were dispensed with, and the said bill was read a second and third time and passed

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The bill from the Legislative Councie, ~~[illegible]~~ relief of Izard County was taken up and read a first time and on motion of Mr Runyon, the rules of the house were dispensed with and the bill was read a second and third time and passed

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And then the House adjourned

Tuesday, October the 21st 1828

Mr Johnson from the Committee on enrolled bills, made the following report—

Mr Speaker, The committee on enrolled bills report, a resolution relative to the intabelants on the South-western frontier of this Territory, An act attaching part of the Country acquired by treaty with the Cherokee Indians to Crawford County — An act further to regulate the payments of costs in Criminal and penal cases, An act for the relief of Izard County — And an act attaching part of the country acquired by treaty from the Cherokees, to the Counties of Izard, Independance and Conway all as examined and correctly enrolled, and present the same for your signature, And the Speaker signed the said bills

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A message from the Legislative Councie by Mr Pursington informing this House that Legislative Councie have adopted a preamble and resolution, relative to the Governors message, and asking the concurance of this house therin —

Mr Bean asked and obtained leave to introduce a memorial to the President of the United States, for the survey of the new acquired Country from the Cherokees, which was read a first time and on motion of Mr Ringgold the rules of the House were dispensed with, and the memorial was read a second and third time and passed

Mr Ringgold offered the following Resolution which was adopted by the House

Resolved that a committee be appointed to act in Conjunction with such committee as the Council may appoint, to wait on the Governor and inform him that the General Assembly will be ready to adjourn on to morrow at 12 o'clock and will receive any Communication he may think proper to make & that the Council be informed of the same— Ordered that Messrs. Johnson and Clark be that Committee

A message from the Legislative Council by Mr Farrelly Mr Speaker, I am instructed to inform you that the Legislative Council have passed an act, entitled an act, amendment to the act preventing Constables from selling negroe Slaves under execution and for other purposes, to which they ask your concurrance

The Preamble & Resolution from the Legislative Council relative to the Governors Message, was taken up & read, and on motion of Mr Hughes was adopted by this House

The bill from the Legislative Council entitled an act, in amendment, to an act, entitled an act, preventing Constables from selling negroe Slaves, under execution and for other purposes passed at the Session of 1827, was taken up and read a first time on motion of Mr Johnson. The rules of the house were dispensed with and the bill read a second and third time and passed

A message from the Legislative Council by Mr Hickman

Mr Speaker I am instructed to inform you that the Legislative Council have passed a memorial praying the appointment of some person or persons in this Territory to examine the practicability of reclaiming the

Memphis road from inundation and send the same for your concurrence

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On motion of Mr Henderson the resolution to have printed and distributed the laws and Journals of the present General Assembly, was taken up and adopted with amendments

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The memmorial from the Legislative Councie praying the appointment of some person or persons in this Territory to examine the practicability of reclaiming the Memphis road from inundation, was taken up and read a first time, and on motion of Mr Johnson, the rules of the house were dispensed with, and the Memmorial was read a second and third time and passed

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The bill from the Legislative Councie entitled an act further amending an act for the regulation of the Town of Little Rock and for other purposes was taken up and amended on motion of Mr Henderson the Rules of the House were dispensed with, and the bill read a second and third time and passed

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A message from the Legislative Councie by Mr Farrelly informing this House that the Legislative Councie have passed the act from the House of representatives entitled an act allowing Compensation to the members of the present General Assembly and their officers, with amendments to which they ask the concurance of this House

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The bill entitled an act allowing compensation to the members of the present General assembly and its officers was taken up, with the amendments made thereto by the Councie and on motion of Mr Bean the House concured in the amendments

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The bill from the Legislative Councie entitled an act, giving to Justices of the peace jurisdiction over all offences committed by any Slave or Slaves, except the case be capital was taken up, and the yeas and nays being required on its final passage were as follows Yeas Mayo Rector, Bean, Clark, Henderson Hendricks, Holden, Johnson and Mr Speaker

Mr Speaker 7 (yeas) none,
So the bill was rejected

The bill from the Legislative council, entitled an act further defineing the jurisdiction of the circuit courts in Criminal cases was taken up, read a first, time & amended. The rules of the house were dispensed with, and the bill read a second and third time and passed.

Mr Johnson from the committee on enrollments made the following report

Mr Speaker, The committee on enrollments beg leave to report the following bills and memorials which have been duly enrolled and examined (viz)

An act forming a judicial system for the Territory of Arkansas and further regulating Chancery proceedings

An act in amendment to an act entitled an act preventing Constables from selling negroe Slaves on der execution, and for other purposes passed at the session of 1827

An act regulateing the commissions of Justices of the peace, A memorial to the Congress of the United States for the relief of sundry citizens of Izard County, A memorial to the Congress of the United States praying the appointment of some person or persons in Ark. Territory to examine and report the practicability of reclaiming from inundation the Memphis road. A memorial to the Congress of the United States praying the surveying of and bringing into market the Cherokee lands,

And present the same for your signature
The Speaker then signed the said bills and memorials

~~And then the House adjourned~~

A message from the Legislative council by Mr Barfield informeing this house that the Legislative Council have appointed Messrs Hickman and Cocke a Committee to wait on the Governor and know if he has any communication to make previous to our adjournment,

And the House adjourned

Wednesday October the 22nd 1828

Mr Johnson from the joint committee appointed to wait on ~~the Governor~~ His Excellency and inform him that, the General Assembly had closed their deliberations on such business as was before them, and that, they would be ready to adjourn sine die by twelve o'clock this day, unless he he had other matter for their consideration, Reports, that, they have performed that service And that, his Excellency replied that he would wait on us ~~on~~ by his private Secretary at half after after eleven o'clock

Mr Johnson from the committee on enrolled bills made the following report,

Mr Speaker the joint committee on enrolled bills beg leave to report, the following bills, and memmorials as examined and truly enrolled. (Viz)

A Memmorial to the Congress of the United States relative to the Miller County claims,

An act, further amending an act, for the regulating of the Town of Little Rock, An act, making an appropriation for the Compensating the present, General Assembly and present, the same for your signature,

Which bills and memmorial the Speaker then signed

A Message from the Legislative Councie by Mr Farrelly informing this House that, the Legislative Councie have agreed to the amendment made by the house of Representatives to the act, defining the jurisdiction of the circuit courts, in Criminal cases with an amendment, and asking the concurrance of this house therein

The bill entitled an act, defining the jurisdiction of the circuit Courts in Criminal cases, was taken up, with the amendments made by the Councie, and the House refused to concur in the said amendments

The Presidents, and Members of the Legislative Councie having repaired to and taken there seats in the Legislative Hall of this house A Message in writing was then received from the Governor of the Territory of Arkansas, by Mr Smith his private Secretary, which was read by the clerk of the House of Representatives, and is as follows—

To the Legislative Councie and House of Representatives
of the Territory of Arkansas
Fellow Citizens

I have approved the Bills sent to me by you from numbers 12 to 29 inclusively, The memorials addressed by you to the President and Congress of the United States shall be forwarded by the Delegate of the Territory — Congratulating you on the termination of Your present laborious Session, I Cordially wish you a happy return to your domestic enjoyments

Arkansas Territory
Oct 22nd 1828

Geo. Izard

A message from the Legislative Councie by Mr Leiteh-field, informing this house that the Legislative Councie have passed a resolution authorizing the Governor to have the laws of Congress appointing a fourth Judge, printed in the pamphlets of this Session and ask your concurrance therein —

The following message Resolution was received from the Legislative Councie,

Be it resolved by the General assembly of the Territory of Arkansas that the Laws passed at the last Session of Congress for the appointment of a fourth Judge for this Territory be published in the pamphlet laws of this present Session, and that the Governor of this Territory draw an order on the Treasurer for the sum of Fifty dollars for publishing the said law in the pamphlet, in favour of A. H. Woodruff printer and that the same be paid by the Treasurer

which resolution was adopted by this house

A message from the Legislative council by Mr Farrelly informing this house that the Legislative council have passed an act, entitled an act, specifying the times of holding the Superior Courts, and asking the Concurrance of this house therein

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The act from the Legislative Councie entitled an act specifying the time of holding the Superior Courts, was taken up and read a first time. and on motion of Mr Hutchseth the rules of the House were dispensed with, and it was read a second and third time and passed —

Mr Johnson from the Committee of enrollments made the following report

Mr Speaker The Joint Committee for enrolled bills, beg leave to report the following acts, as truly enrolled and examined—

An act, Specifying the time of holding the superior courts, and forever, the same for your Signature—

The speaker then signed the said act,

A message from the Governor by Mr Johnson—

That he has approved the act, entitled an act, Specifying the time of holding the superior courts—

Mr Johnson offered the following resolution, That the thanks of this house be given to Colonel John Wilson, for the able impartial and dignified manner in which he has performed the duties of the chair for the present, Session—

Mr Johnson offered the following resolution, That this house offer their thanks to their clerk Mr Ringo, and Mr A. H. Oakley the engrossing and enrolling clerk for their vigilance in their duties as clerks respectively—

A message from the Legislative Councile by Mr Farrelly Mr Speaker, I am instructed to inform you that, the Legislative Councile have passed, the annexed resolution, and ask your concurrance

" Resolved That, the President, of the Legislative Councile and the Speaker of the house of Representatives be authorised to close the present, Session of the General assembly by adjourning their respective houses on this day—

Whereupon the House adjourned sine die —

John Wilson Speaker
of the House of Representatives

Daniel Ringo Clerk
of the House of Representatives